

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Patrick Yu	Team: Squad #3	CCRB Case #: 201805365	<input type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input checked="" type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Tuesday, 03/13/2018 9:32 PM, Friday, 06/01/2018	Location of Incident: 61st Precinct stationhouse; over the telephone	Precinct: 61	18 Mo. SOL 9/13/2019	EO SOL 9/13/2019	
Date/Time CV Reported Thu, 07/05/2018 12:46 PM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Thu, 07/05/2018 12:46 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. DT3 Sherwin Ifill	03720	930389	061 DET

Officer(s)	Allegation	Investigator Recommendation
A.DT3 Sherwin Ifill	Off. Language: On March 13, 2018, at the 61st Precinct stationhouse, Detective Sherwin Ifill made remarks to § 87(2)(b) based upon the perceived sexual orientation of § 87(2)(b)	
B.DT3 Sherwin Ifill	Discourtesy: On an unknown date in June 2018, over the phone, Detective Sherwin Ifill spoke discourteously to § 87(2)(b)	
C.DT3 Sherwin Ifill	Off. Language: On an unknown date in June 2018, over the phone, Detective Sherwin Ifill made remarks to § 87(2)(b) based upon the perceived sexual orientation of § 87(2)(b)	

### Case Summary

On July 5, 2018, § 87(2)(b) filed this complaint with the CCRB via telephone.

On March 13, 2018, at approximately 9:32 p.m., § 87(2)(b) spoke with Det. Sherwin Ifill of the 61st Precinct Detective Squad at the 61st Precinct stationhouse regarding his criminal complaint. Det. Ifill told § 87(2)(b) “We don’t cater to faggots. Now get the hell out of here” (**Allegation A: Offensive Language**, § 87(2)(g) § 87(2)(b) was escorted down the stairs and he left.

On an unknown date in June, at approximately 4:00 p.m., Det. Ifill called § 87(2)(b) and told him, “shut the fuck up,” and called him a “faggot,” and a “fucking idiot” (**Allegation B: Discourtesy**, § 87(2)(g) **Allegation C: Offensive Language**, § 87(2)(g) Det. Ifill also told § 87(2)(b) “We don’t cater to faggots” (subsumed within allegation C).

§ 87(2)(b) was not summonsed or arrested during either incident.

There is no video footage regarding this incident.

### Findings and Recommendations

**Allegation (A) Offensive Language: On March 13, 2018, at the 61st Precinct stationhouse, Detective Sherwin Ifill made remarks to § 87(2)(b) based upon the perceived sexual orientation of § 87(2)(b)**

It is undisputed that § 87(2)(b) reviewed phone records, pertaining to an investigation regarding his criminal complaint, with Det. Ifill at the 61st Precinct stationhouse on March 13, 2018.

In his CCRB testimony, § 87(2)(b) stated that he argued with Det. Ifill because he disagreed with Det. Ifill’s findings regarding his criminal complaint (Board Review 02). At some point, Det. Ifill instructed § 87(2)(b) to leave, told him that he was not going to pursue the case, and that he did not care. Det. Ifill told § 87(2)(b) “We don’t cater to faggots. Now get the hell out of here.” § 87(2)(b) was escorted down the stationhouse and he left voluntarily.

In his CCRB testimony, Det. Ifill stated after they reviewed the phone records, he informed § 87(2)(b) that he would follow up with him (Board Review 03). § 87(2)(b) was happy during the incident and his demeanor never changed. § 87(2)(b) was never upset and he did not raise his voice. Det. Ifill did not have any additional conversation with § 87(2)(b). Det. Ifill denied instructing § 87(2)(b) to leave the stationhouse, escorting § 87(2)(b) out of the stationhouse and § 87(2)(b) never refused to leave the stationhouse. Det. Ifill denied telling § 87(2)(b) “We don’t cater to faggots. Now get the hell out of here.”

Det. Ifill’s DD5s documented Det. Ifill’s interaction with § 87(2)(b) on March 13, 2018 (Board Review 05).

§ 87(2)(g)

**Allegation (B) Discourtesy: On an unknown date in June 2018, over the phone, Detective Sherwin Ifill spoke discourteously to § 87(2)(b)**

**Allegation (C) Offensive Language: On an unknown date in June 2018, over the phone, Detective Sherwin Ifill made remarks to § 87(2)(b) based upon the perceived sexual orientation of § 87(2)(b)**

It is undisputed that § 87(2)(b) and Det. Ifill spoke over the phone after the conclusion of Det. Ifill's criminal investigation. § 87(2)(b) only recalled that the incident happened sometime in June and Det. Ifill did not recall when he spoke with § 87(2)(b)

In his CCRB interview, § 87(2)(b) initially stated that he called Det. Ifill to express his disappointment with his criminal complaint, but he later clarified that Det. Ifill might have called him (Board Review 02). During the call, Det. Ifill told § 87(2)(b) "shut the fuck up," and called him a "faggot." At some point during the call, Det. Ifill told § 87(2)(b) that an aggravated harassment case was not important and that felony cases were important. In response to Det. Ifill's comments, § 87(2)(b) told Det. Ifill that he was wrong and that it was his job to serve the public. Det. Ifill replied, "We don't cater to faggots." During the interview, the undersigned informed § 87(2)(b) that in his initial CCRB phone statement he alleged that Det. Ifill called him a "fucking idiot" (Board Review 01). § 87(2)(b) stated that he did not recall the exact statements Det. Ifill made, but he recalled Det. Ifill saying "faggot," "idiot," and "shut the fuck up" (Board Review 02).

In his CCRB interview, Det. Ifill recalled § 87(2)(b) calling him and giving him suggestions regarding the investigation (Board Review 03). Det. Ifill told § 87(2)(b) him that there was nothing else he could do for him and that he had a lot of other cases to handle. § 87(2)(b) was unsatisfied with Det. Ifill's answers. Det. Ifill asked § 87(2)(b) if he wanted to speak with his supervisor and he transferred the call to his supervisor. Det. Ifill did not speak with § 87(2)(b) again after this call. Det. Ifill denied telling § 87(2)(b) "Shut the fuck up," or calling him "faggot," or "fucking idiot." Det. Ifill denied saying, "We don't cater to faggots." Det. Ifill denied using profanities or offensive language toward § 87(2)(b) over the phone.

The phone call was not documented in the DD5s or Det. Ifill's memo book (Board Review 04 and 05).

§ 87(2)(g)

### **Civilian and Officer CCRB Histories**

- § 87(2)(b)
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- Det. Ifill has been a member of service for 16 years and has been a subject in four cases and 12 allegations, none of which were substantiated. § 87(2)(g)

**Mediation, Civil and Criminal Histories**

- On July 27, 2018, this case was sent to mediation and on October 3, 2018, the case was returned to investigation as the complaint was no longer eligible for mediation.
- As of November 15, 2018, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards to this complaint (Board Review 07).
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]  
[REDACTED]  
[REDACTED]  
[REDACTED]

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Squad No.: \_\_\_\_\_

Investigator: \_\_\_\_\_

Signature	Print Title & Name	Date
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Squad Leader: \_\_\_\_\_

Signature	Print Title & Name	Date
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Reviewer: \_\_\_\_\_

Signature	Print Title & Name	Date
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